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Attorneys for Defendant  
APPLE INC.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

PAUL ORSHAN, CHRISTOPHER ENDARA,  
and DAVID HENDERSON, individually and  
on behalf of all others similarly situated,

Plaintiffs,

v.

APPLE INC.,

Defendant.

Case No. 5:14-CV-05659-EJD

**[PROPOSED] ORDER GRANTING  
DEFENDANT APPLE INC.'S MOTION  
TO DISMISS SECOND AMENDED  
CLASS ACTION COMPLAINT**

Hearing Date: September 20, 2018  
Time: 9:00 a.m.  
Judge: Hon. Edward J. Davila  
Courtroom: 4, 5th Floor

Second Amended Complaint: May 1, 2018

1 The Court, having considered Defendant Apple Inc.'s Motion to Dismiss the Second  
2 Amended Class Action Complaint, all other papers submitted in opposition and reply, the  
3 pertinent pleadings, matters properly subject to judicial notice, and the applicable law, and  
4 finding good cause therefor, hereby **GRANTS** the motion.

5 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant Apple Inc.'s  
6 Motion to Dismiss is **GRANTED** and the Complaint and all claims asserted therein are  
7 **DISMISSED WITH PREJUDICE**.

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10 DATED: \_\_\_\_\_

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13 Hon. Edward J. Davila  
14 UNITED STATES DISTRICT JUDGE  
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